IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

WEDNESDAY, THE 21ST NOVEMBER 2007 / 30TH KARTHIKA 1929

WP(C).No. 30293 of 2006(F)

PETITIONER:

T.A.IBRAHIMKUTTY RAWTHER,
S/O.T.P.HASSAN RAWTHER,
RETIRED SUB INSPECTOR OF POLICE,
RESIDING AT THRAZHATHUTHEKKETHIL HOUSE,
KUMALI P.O., IDUKKY.

BY ADV. SRI.M.MOHAMED NAVAZ
SRI.T.P.SAJAN

RESPONDENTS:
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1. **STATE OF KERALA,**
   REPRESENTED BY SECRETARY TO GOVERNMENT,
   HOME DEPARTMENT, SECRETARIAT,
   THIRUVNANTHAPURAM.

2. **THE DIRECTOR GENERAL OF POLICE,**
   O/O.THE DIRECTOR GENERAL OF POLICE,
   THIRUVANANTHAPURAM.

3. **THE SUPERINTENDENT OF POLICE,**
   IDUKKI.

4. **DEPUTY INSPECTOR GENERAL OF POLICE,**
   ERNAKULAM REGION, ERNAKULAM.

5. **THE DIRECTOR,**
   VIGILANCE AND ANTI CORRUPTION BUREAU,
   O/O.THE DIRECTOR OF VIGILANCE AND ANTI CORRUPTION BUREAU, THIRUVANANTHAPURAM.

6. **THE ACCOUNTANT GENERAL (A&E),**
   KERALA, THIRUVANANTHAPURAM.

BY SR. GOVERNMENT PLEADER SRI. NANDAKUMAR

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 21/11/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KSS

WPC.NO.30293/2006 F

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1: **COPY OF THE ORDER NO.A7-14483/2005/ID DTD. 11/07/2006 SANCTIONING PROVISIONAL PENSION TO THE PETITIONER.**

EXT.P2: **COPY OF THE ORDER NO.P-04/PENA/313/GG/06-07/768 DTD. 23/08/2006 ISSUED BY THE 6TH RESPONDENT SANCTIONING PROVISIONAL PENSION.**

EXT.P3: **COPY OF THE ORDER NO.A2(A) 16980/04 ER DTD. 1/11/2004 ISSUED BY THE 4TH RESPONDENT.**

EXT.P4: **COPY OF THE REPRESENTATION FILED BY THE PETITONER BEFORE THE 2ND RESPONDENT.**

/TRUE COPY/

P.A.TO JUDGE

KSS

V.GIRI,J.

W.P (C) No. 30293 of 2006

Dated this the 21st November, 2007

J U D G M E N T

The petitioner who retired from service on 31.5.2006, is aggrieved by the fact that the retirement benefits due to him except the provisional pension are yet to be granted. In the counter affidavit filed on behalf of the 1st respondent ,a reference is made that a disciplinary action/vigilance enquiry is pending against the petitioner. In paragraph 3 of the counter affidavit, a reference is made to the direction issued by the Government to finalise the disciplinary proceedings, within two months.

Learned counsel for the petitioner submits that even now the oral enquiry has not been completed. After having heard the Senior Government Pleader Sri. Nandakumar, this writ petition is disposed of directing the 2nd respondent to finalise the disciplinary action, within two months from the date of receipt of a copy of this judgment. On completion of the enquiry, DCRG and retirement benefits due and admissible to the petitioner shall be disbursed within one month thereafter. Regular pension shall also be disbursed, within one month thereafter.

(V.GIRI, JUDGE)

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K.THANKAPPAN,J

CRL.A. NO.92 OF 1999

ORDER

25th May, 2007